

**QUINTAIROS, PRIETO, WOOD & BOYER, P.A.**

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*RHP MECHANICAL SYSTEMS, and*

*RAY HEATING PRODUCTS, INC.*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

CAPITOL SPECIALTY INSURANCE  
CORPORATION, a Wisconsin corporation,  
As assignee of UNITED CONSTRUCTION  
COMPANY, a Nevada corporation,

Plaintiff,

vs.

STEADFAST INSURANCE COMPANY, a  
Delaware corporation, ARCH SPECIALTY  
INSURANCE COMPANY, a Missouri  
Corporation; RHP MECHANICAL SYSTEMS,  
a Nevada corporation; STATE NATIONAL  
INSURANCE COMPANY, a Texas corporation;  
and AXIS SURPLUS INSURANCE COMPANY,  
an Illinois corporation,

Defendants.

STEADFAST INSURANCE COMPANY, a  
Delaware corporation,

Cross-Claimant

vs.

RHP MECHANICAL SYSTEMS, INC., a Nevada  
corporation,

Cross-Defendant

CASE NO.: 2:20-cv-01382-JCM-MDC

CONSOLIDATED WITH:

CASE NO.: 3:22-CV-3550MMD-CLB

**STIPULATION AND PROPOSED  
ORDER TO EXTEND DISPOSITIVE  
MOTION DEADLINE ONLY**

**(FOURTH REQUEST)**

1 Plaintiff STEADFAST INSURANCE COMPANY, by and through its counsel William  
2 C. Reeves of MORALES FIERRO & REEVES, and Defendants/Cross-Defendants RHP  
3 MECHANICAL SYSTEMS and RAY HEATING PRODUCTS, INC., by and through their  
4 counsel Michael R. Ayers, Esq. and Sarah B. Hartig, Esq. of QUINTAIROS, PRIETO, WOOD  
5 & BOYER, P.A. (collectively the “Parties”), hereby stipulate to extend the current deadline to  
6 file Dispositive Motions only for sixty (60) days.

7 **I.**

8 **DISCOVERY COMPLETED TO DATE**

9 1. The Parties have conducted the FRCP 26.1 Early Case Conference.

10 2. The Parties have produced their respective Lists of Witnesses and Documents,  
11 and supplements thereto pursuant to FRCP 26(a).

12 3. Plaintiff has propounded discovery to Defendants/Cross-Defendants RHP  
13 Mechanical Systems and Ray Heating Products, Inc.

14 4. Defendants/Cross-Defendants RHP Mechanical Systems and Ray Heating  
15 Products, Inc. have responded to Plaintiff’s discovery.

16 5. Deposition of Defendants/Cross-Defendants RHP Mechanical Systems and Ray  
17 Heating Products, Inc.’s PMK.

18 6. Defendants/Cross-Defendants RHP Mechanical Systems and Ray Heating  
19 Products, Inc. have produced their job file material.

20 7. Plaintiff has disclosed experts.

21 8. Defendants/Cross-Defendants RHP Mechanical Systems and Ray Heating  
22 Products, Inc.’s Designation of Experts.

23 9. Rebuttal expert disclosures.

24 10. Deposition of RHP Mechanical Systems and Ray Heating Products, Inc.’s expert,  
25 Dirk Duffner.

26 11. Deposition of Capitol Specialty’s expert, Thomas Gilbertson.

27 12. Participation in mediation.

1 **II.**

2 **DISCOVERY THAT REMAINS TO BE COMPLETED**

3 There is no further discovery to be completed, but the parties wish to engage in further  
4 settlement negotiations prior to incurring the costs by filing dispositive and pre-trial motions.

5 **III.**

6 **REASONS THE PARTIES REQUEST TO EXTEND**

7 **DISPOSITIVE MOTIONS DEADLINE**

8 The Parties have already engaged in mediation with a private mediator and have made  
9 progress but were unable to reach a settlement. The parties have continued to engage in informal  
10 negotiations and continue to make progress toward resolution. However, there are multiple  
11 carrier representatives, third-party administrators, as well as defense and in-house attorneys  
12 involved in the negotiations which has resulted in more significant delays than originally  
13 anticipated in relation to approval of authority and confirming counter offers and/or  
14 demands. The parties wish to continue their negotiations prior to incurring the costs associated  
15 with filing dispositive and pre-trial motions and therefore an extension of the current dispositive  
16 motion deadline is necessary and not for the purpose of delay.

17 **Current Dispositive Motions filing deadline: June 17, 2024**

18 **Proposed Dispositive Motions filing deadline: August 13, 2024**

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1 The Parties represent this Stipulation is sought in good faith and not interposed for delay  
2 or any other improper purpose.

3 DATED this 14th day of June, 2024

DATED this 14th day of June, 2024

4 **MORALES FIERRO & REEVES**

**QUINTAIROS, PRIETO, WOOD &  
BOYER, P.A.**

6  
7 By: /s/ William C. Reeves  
8 William C. Reeves, Esq.  
9 600 S. Tonopah Dr., Ste. 300  
10 Las Vegas, NV 89106  
11 *Attorneys for Plaintiff*  
12 *STEADFAST INSURANCE COMPANY*

By: /s/ Sarah B. Hartig  
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Defendants RHP MECHANICAL  
SYSTEMS and RAY HEATING  
PRODUCTS, INC.*

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15 **IT IS SO ORDERED.**

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18 **UNITED STATES MAGISTRATE JUDGE**

19 **DATED: 6-18-24**  
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